

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: ISHIZUKA, et al.

Serial No.: 10/538,236

Filed: June 9, 2005

Title: MEASURING PROBE AND LIVING BODY OPTICAL MEASURING  
DEVICE

Examiner: Eric Frank Winakur

Art Unit: 3768

Conf. No.: 8730

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR 1.97 & 1.98**

Mail Stop: DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 14, 2009

Sir:

In the matter of the above-identified application, applicants are submitting herewith a listing and copies of the non-US documents listed on the attached Form(s) PTO/SB/08A and/or PTO/SB/08B which were cited in connection with a Japanese communication dated June 15, 2009 in a counterpart foreign application, for the Examiner's consideration.

This information disclosure statement is being submitted before the mailing date of either a final action or a notice of allowance and is accompanied by the following certification specified in 37 CFR 1.97(e).

On information and belief, I hereby certify that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.


To the extent that the documents listed on the attached Form(s) PTO/SB/08A and/or PTO/SB/08B are not in the English language, the requirement of 37 CFR 1.98(a)(3) for a concise explanation of the relevance is satisfied by an English language version abstract of the documents.

It is respectfully requested that this information disclosure statement be considered by the Examiner.

Please charge any shortage in the fees due in connection with the filing of this paper, including excess claim fees, to Deposit Account No. 01-2135 (1369.45130X00), and please credit any excess fees to such deposit account.

Respectfully submitted,

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